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November 21, 2023

VIA E.C.F.

Honorable Katherine Polk Failla  
United States District Judge  
United States District Court  
Southern District of New York  
40 Foley Square  
New York, New York 10013

**MEMO ENDORSED**

Re: Marin Lopez et al v. Vi Gi Gourmet 96, et al.  
Case No.: 23-cv-06150-KPF

Your Honor:

Our office represents Plaintiff in the above-referenced matter. I write, jointly with Defendants, to provide a status report to the Court regarding mediation.

On October 24, 2023, the parties attended mediation and had productive discussions regarding an agreement. The parties are finalizing the terms of a settlement. Therefore, the parties anticipate needing thirty (30) days to file either a *Cheeks* motion or notice of acceptance pursuant to Rule 68, and thus request an extension of time to and December 13<sup>th</sup>, 2023

The parties thank the Court for its time and consideration of this matter.

Respectfully Submitted,

/s/ Mary Bianco  
Mary Bianco

cc: Noel Tripp, Esq. (via ECF)

Application GRANTED. The parties shall file their settlement papers on or before **December 13, 2023**.

The Clerk of Court is directed to terminate the pending motion at docket number 23.

SO ORDERED.

Dated: November 28, 2023  
New York, New York



HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE